

Applicant or Patentee: Ole Thomsen et al.

Attorney's Docket No.: 114465.400

Serial or Patent No.: 08/819,612

Filed or Issued: March 17, 1997

For: NOVEL FLUORESCENT PROTEINS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37) CFR 1.9(f) and 1.27(c) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF ORGANIZATION: BioImage A/S

ADDRESS OF ORGANIZATION: Mørkhøj Bygade 28, 2860 Søborg, Denmark

I hereby declare that the above identified small business concern qualified as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled by inventor(s) described in

- ☐ the specification filed herewith.  
☒ application Serial No. 08/819,612 filed March 17, 1997  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## Novel Fluorescent Proteins

the specification of which (check only one item below):

[ ] is attached hereto

[X] was filed as United States application

Serial No. to be assigned

on March 17, 1997

and was amended

on

[ ] was filed as PCT international application

Number

on

and was amended under PCT Article 19

on

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign applications(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
Denmark	1065/95	22 September 1995	[x] YES [ ] NO
			[ ] YES [ ] NO
			[ ] YES [ ] NO
			[ ] YES [ ] NO
			[ ] YES [ ] NO
			[ ] YES [ ] NO

Jeffrey's Docker Number:

4594.204-US

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT  
UNDER 35 U.S.C. 120:

PCT APPLICATIONS DESIGNATING THE U.S.

Steve T. Zelson	Elias J. Lambiris	Cheryl H. Agris	James J. Harrington	Valeta A. Gregg
Reg. No. 30,335	Reg. No. 33,728	Reg. No. 34,086	Reg. No. 38,711	Reg. No. 35,127

Direct Telephone Calls To:

Steve T. Zelson  
(212) 867-0123

1	Full Name of Inventor	Family Name Thastrup	First Given Name Ole	Second Given Name
	Residence & Citizenship	City DK-3460 Birkerød	State or Foreign Country Denmark	Country of Citizenship Denmark
	Post Office Address	Post Office Address Birkevej 37	City DK-3460 Bikerød	State & Zip Code/Country Denmark
2	Full Name of Inventor	Family Name Tullin	First Given Name Søren	Second Given Name
	Residence & Citizenship	City DK-2860-Søborg	State or Foreign Country Denmark	Country of Citizenship Denmark
	Post Office Address	Post Office Address Solnavej 53, 1. tv.	City DK-2860-Søborg	State & Zip Code/Country Denmark
3	Full Name of Inventor	Family Name Poulsen	First Given Name Lars	Second Given Name Kongsbak
	Residence & Citizenship	City DK-2840 Holte	State or Foreign Country Denmark	Country of Citizenship Denmark
	Post Office Address	Post Office Address Vængestien 2A	City DK-2840 Holte	State & Zip Code/Country Denmark
4	Full Name of Inventor	Family Name Bjørn	First Given Name Sara	Second Given Name Petersen
	Residence & Citizenship	City DK-2800 Lyngby	State or Foreign Country Denmark	Country of Citizenship Denmark
	Post Office Address	Post Office Address Klampenborgvej 102	City DK-2800 Lyngby	State & Zip Code/Country Denmark

Attorney's Docket Number:  
4594-204-US

Signature of Inventor 1 <i>Christina Tupp</i>	Signature of Inventor 2 <i>Erin Tullin</i>	Signature of Inventor 3 <i>Lars Kongsbak Poulsen</i>
Date <i>970521</i>	Date <i>970521</i>	Date <i>970521</i>
Signature of Inventor 4 <i>Sara P. Bjørn</i>	Signature of Inventor 5	Signature of Inventor 6
Date <i>970521</i>	Date	Date
Signature of Inventor 7	Signature of Inventor 8	Signature of Inventor 9
Date	Date	Date

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